

CHAPTER 47.

BARBED WIRE FENCE.

S. F. 91.

AN ACT Repealing Chapter 101, Acts of Sixteenth General Assembly, and Chapter 124, Acts Seventeenth General Assembly, and Relating to Barbed Wire Fences, Amending Section 1507, of the Code of 1873.

Be it enacted by the General Assembly of the State of Iowa:

Chapter 101,
16th G. A. and
124, 17th G. A.
repealed.

SECTION 1. That chapter 101, *general laws of the sixteenth general assembly*, and chapter 124, *general laws of the seventeenth general assembly*, be and the same are hereby repealed, and the following enacted in lieu thereof:

Code § 1507
amended.

SEC. 2. That section 1507 of the Code, be and the same is hereby amended by inserting after the word "rail" in the tenth line, the word "wire," and by inserting in the twelfth line after the word "height" the words, "except that a barbed wire fence may consist of three barbed wires, or of four wires, two of which shall be barbed; such fence in either case to have not less than thirty-six iron barbs of two points each, twenty-six iron barbs of four points each; on each wire to the rod, the wires to be firmly fastened to posts not more than two rods apart, with two stays between the posts, or with posts not more than one rod apart without such stays, the top wire to be not more than fifty-four (54) nor less than forty-eight inches in height, and the bottom wire not more than twenty, nor less than sixteen inches from the ground."

Defining a law-
ful barbed wire
fence.

Number of
barbs and posts
to the rod.

Height of top
and bottom wire

Approved, March 15, 1880.

CHAPTER 48.

JUDGMENTS AGAINST COUNTY TREASURERS.

H. F. 336.

AN ACT to Authorize Boards of Supervisors to Compromise judgments Against County Treasurers and their Sureties, in Certain Cases.

Be it enacted by the General Assembly of the State of Iowa:

Boards of su-
pervisors may
compromise
judgments
which exceed
\$40,000.

SECTION 1. Where judgment has been heretofore rendered against any county treasurer and his sureties, in favor of any county in this state, which judgment exceeds the sum of forty thousand dollars (\$40,000) and remains unsatisfied, and the board

of supervisors of such county are satisfied that the full amount thereof cannot be collected on execution, such board of supervisors shall have full power, and are hereby authorized to compromise the said judgment, and to enter full satisfaction thereof under the terms of such compromise.

SEC. 2. In all cases referred to in section one of this act, if the principal debtor and every one of the sureties, shall, in writing, execute a written consent to a compromise with any one or more of the sureties, and to a release of such surety or sureties, and in such writing shall agree that such compromise, or release shall not release any of the sureties who shall not compromise and be released from the payment of the unpaid judgment, then in that case upon the filing of such written consent with the county auditor of such county, the board of supervisors of such county shall have full power, and are hereby authorized, to compromise with any one or more of such sureties, and to release such surety or sureties upon the terms which may be agreed upon in such compromise.

Principal debt
or and sureties
shall execute
written consent.

Power of the
board when writ-
ten consent is
filed.

SEC. 3. In case of any compromise as herein provided, made under section one of this act, or made under section two of this act, the money received by the county shall be paid to the various funds of the county, in proportion to the amount of each fund in default, as the same existed at the time the judgment was rendered, as nearly as the same can be ascertained, so that each fund shall receive its pro rata share as the same shall be determined by the board of supervisors thereof, and no more.

Money received
to be paid to the
various funds.

Approved, March 16, 1880.

CHAPTER 49.

ACTS OF COUNCIL OF WEST MITCHELL LEGALIZED.

AN ACT to Legalize the Acts of the Town Council of the Incorporated Town of West Mitchell, in the County of Mitchell, and State of Iowa.

H. F. 549.

WHEREAS, On or about the 20th day of April, A. D. 1870, the town of West Mitchell, in the county of Mitchell and state of Iowa, was incorporated under the laws of this state; and,

Preamble.

WHEREAS, Said town organized under its articles of incorporation by the election of its officers and the transaction of business pertaining thereto, and did continue the transaction of business for a considerable time; and,

WHEREAS, In after years, said town neglected for some time to elect its officers, and transact its business under said act of incorporation, as the law prescribed; and,

Failed to elect
officers.